



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/663,747 Confirmation No. : 2650  
Applicant : Mamoru FUJIEDA, et al.  
Filed : September 17, 2003  
TC/A.U. : 3747  
Examiner : J H HOANG  
Docket No. : 056207.49682D1  
Customer No. : 23911  
Title : Direct Injection Type Internal Combustion Engine

**REPLY TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The following is responsive to the Office Action mailed on or about May 28, 2004.

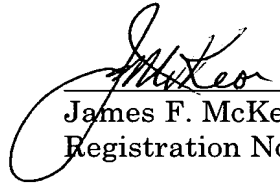
Applicants herewith provisionally elect Claims 11-14 for further prosecution with traverse. Reconsideration of the restriction requirement is respectfully requested on grounds that the Office Action does not set forth a *prima facie* case of independence and/or distinctness sufficient to satisfy both 35 U.S.C. § 121 and MPEP §§ 806.04 and 808.1. The statements that the different inventions can be used in a materially different processing or are individually separated and distinct from one another are merely conclusions and not factually supported. Indeed, the classification of all five groups in Claims 1, 2, and 3 suggests that the restriction is inappropriate.

Accordingly, an early action on the merits of all the claims is earnestly solicited.

If there are any questions regarding this response or the application in general, a telephone call to the undersigned would be appreciated since this should expedite the prosecution of the application for all concerned.

If necessary to effect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to effect a timely response, and please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket # 056207.49682D1).

Respectfully submitted,



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Registration No. 25,406

August 30, 2004

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